

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Respondent,

No. CR S-04-0327 FCD GGH P

vs.

STEVEN MICHAEL KELLY,

Movant.

ORDER

Movant has requested a ninety day extension of time to file a response to the respondent's December 4, 2008 motion to dismiss. Movant is granted a thirty day extension. Any additional requests for extension of time must be supported by substantial cause.

On December 29, 2008, movant filed a motion to deny respondent's second request for extension of time to file a response to the motion. After reviewing this pleading, the court finds that it is without merit.

Good cause appearing, IT IS HEREBY ORDERED that:

1. Movant's December 29, 2008 request for an extension of time (Docket No. 47) is granted;
2. Movant is granted thirty days from the date of this order in which to file a response to the respondent's December 4, 2008 motion to dismiss;

3. Movant's December 29, 2008, motion to deny respondent's request for extension of time (Docket No. 48) is denied.

DATED: January 7, 2009

/s/ Gregory G. Hollows

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GREGORY G. HOLLOWS  
UNITED STATES MAGISTRATE JUDGE

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